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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91195406
Party	Defendant Wine Group LLC, The
Correspondence Address	DEBORAH DAVIS HAN HOWARD, RICE, NEMEROVSKI, CANADY, FALK E 3 EMBARCADERO CTR FL 7 SAN FRANCISCO, CA 94111-4078 trademark@howardrice.com, ddavishan@howardrice.com, chorak@howardrice.com
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Signature	/DDH/
Date	09/03/2010
Attachments	FRUITS & PASSION withdrawal with consent TTAB (executed).pdf (2 pages) (64095 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
TRADEMARK TRIAL AND APPEAL BOARD

LE GROUPE FRUITS & PASSION INC./
THE FRUITS & PASSION GROUP, INC.,

Opposer,

v.

THE WINE GROUP LLC,

Applicant.

Mark: FRUITS & PASSION

Serial No. 77755348

Published: April 27, 2010

Opposition No. 91195406

WITHDRAWAL OF APPLICATION WITH CONSENT


With the consent of Opposer, Applicant The Wine Group LLC hereby withdraws the above-captioned application. Pursuant to 37 C.F.R. §2.135, this withdrawal is without prejudice to Applicant.

DATED: September 3, 2010

HOWARD RICE NEMEROVSKI
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By




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By



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PROOF OF SERVICE BY MAIL

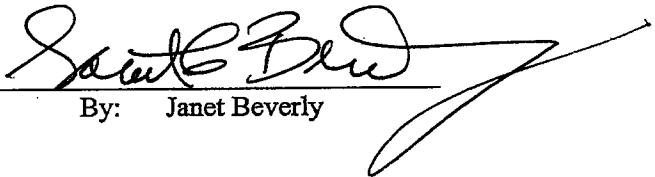
The undersigned declares and says as follows: my business address is Three Embarcadero Center, Seventh Floor, San Francisco, CA 94111-4024. I am employed in the City and County of San Francisco; I am over the age of 18 years, and I am not a party to this cause. I am readily familiar with this business' practices for collection and processing of correspondence for mailing with the United States Postal Services. On the same day that a sealed envelope is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service with postage fully prepaid.

I served the within **WITHDRAWAL OF APPLICATION WITH CONSENT** to Opposer's counsel at the address of record:

Stewart J. Bellus
Collard & Roe, P.C.
1077 Northern Blvd.
Roslyn, NY 11576
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by placing a true copy thereof, enclosed in a sealed envelope with postage thereon fully prepaid, for deposit in the United States mail for collection and mailing on this day following ordinary business practices of Howard, Rice, Nemerovski, Canady, Falk & Rabkin, PC.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, and that this Declaration is executed in San Francisco, California, this 3rd day of September, 2010.


By: Janet Beverly